

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of:

WALTER LEDERGERBER

Serial No.: 10/698,712

Filed: October 31, 2003

For: TEXTURIZED AND DRUG ELUTING

**CORONARY ARTERY STENT** 

Group Art Unit: 3738

Examiner: Suzette Gherbi

## INFORMATION DISCLOSURE STATEMENT

Commissioner for Patents PO Box 1450 Alexandria, VA 22313-1450

Sir:

In accordance with 37 CFR §§ 1.97 and 1.98, the items identified in this Information

Disclosure Statement ("IDS") are brought to the attention of the Office. The accompanying Form

PTO/SB/08a provides a listing of documents that may be relevant to the subject application.

The items identified in this IDS may or may not be "material" pursuant to 37 CFR § 1.56.

The submission thereof by Applicant is not to be construed as an admission that any such patent, publication or other information referred to therein is material or considered to be material (37 CFR § 1.97(h)), or even qualifies as "prior art" under 35 USC § 102 with respect to this invention unless specifically designated by Applicant as such.

CERTIFICATE OF MAILING (37 C.F.R. §1.8a)

I hereby certify that this paper (along with any referred to as being attached or enclosed) is being deposited with the United States Postal Service on the date shown below with sufficient postage as First Class Mail in an envelope addressed to the Commissioner for Patents, PO Box 1450 Alexandria, VA 22313-1450.

4/26/05

Denise N. Doss

Date of Deposit IR1:1064205.1 This IDS is believed to be timely in that it is being submitted under 37 CFR § 1.97(b), that is (1) within three months of the filing date of the application, which is not a continued prosecution application filed under § 1.53(d); or (2) within three months of entry of the national stage as set forth in 37 CFR § 1.491; or (3) before the mailing of a first Office action on the merits; or (4) before the mailing of a first Office action after filing a request for continued examination under § 1.114. Thus, no fee is required.

Respectfully submitted,

O'MELVENY & MYERS LLP

Dated: April 25, 2005

By:

David B. Murphy Reg. No. 31,125

Attorneys for Applicant

DBM/dnd 114 Pacifica, Suite 100 Irvine, CA 92618-3315 (949) 737-2900 type a plus sign (+) inside this box +

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Substit	tute for form 1449A/P	то		Complete if Known		
				Application Number	10/698,712	
INF	ORMATION	N DIS	CLOSURE	Filing Date	October 31, 2003	
STA	ATEMENT E	BY AF	PLICANT	First Named Inventor	Ledergerber	
				Group Art Unit	3738	
	(use as many si	heets as	necessary)	Examiner Name	Gherbi, Suzette	
Sheet	1	of	1	Attorney Docket Number	491,920-033	

	U.S. Patent I	Document	Name of Patentee or Applicant	Date of Publication of Cited Document	
Examiner Initials *	Number	Kind Code <sup>2</sup> (if known)	of Cited Document	MM-DD-YYYY	
	2002/0052649		Greenhalgh	05/2002	
	2003/0065377		Davila et al.	04/03/2003	
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Examiner	Foreign Patent Document			Name of Patentee or	Date of Publication of Cited	
Initials*	Office <sup>3</sup>	Number <sup>4</sup>	Kind Code <sup>5</sup> ( <i>if known</i> )	Applicant of Cited Document	Document MM-DD-YYYY	T <sub>6</sub>

Examiner Initials *	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T²
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Examiner	Date	
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<sup>&</sup>lt;sup>1</sup> Unique citation designation number. <sup>2</sup> Applicant is to place a check mark here if English language Translation is attached.

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